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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

LORINA, INC., a Florida Corporation,)
Plaintiff / Counterclaim Defendant,) Case Number: CV 13-3818 CRB
vs.)
REED'S, INC., a Delaware corporation,) **STIPULATION AND ORDER OF**
Defendant / Counterclaim Plaintiff,) **DISMISSAL AS TO SAFEWAY UNDER**
and) **FED. R. CIV. P. 41(a)**
_____))
_____) Complaint filed: August 16, 2013
_____))
_____) Honorable Charles R. Breyer
_____))
_____))

Pursuant to Fed. R. Civ. P. 41(a), and in accordance with a settlement agreement arrived at between the parties named herein, Plaintiff / Counterclaim Defendant, Lorina, Inc. (“Lorina”) and Defendant Safeway Inc. (“Safeway”) hereby agree, through their undersigned counsel, to dismiss with prejudice all claims asserted against each other or that could have been asserted against each other in the above-captioned action. Lorina and Safeway further agree that they shall each bear their own costs and attorneys’ fees, and that the Court shall retain jurisdiction to enforce the terms of their settlement agreement.

This Stipulation and [Proposed] Order of Dismissal As To Safeway shall not be construed to dismiss any claims asserted by Lorina in the Complaint against Defendant Reed's, Inc. ("Reed's").

Respectfully submitted,

Dated: December 20, 2013

/s/ Atul R. Singh

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Dated: December 20, 2013

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Attorneys for Defendant Safeway Inc.

IT IS SO ORDERED

Dated: January 10, 2014

